

J. CHARLES COONS, ESQ.
Nevada Bar No. 10553
ccoons@righthaven.com
Assistant General Counsel at Righthaven
JOSEPH C. CHU, ESQ.
Nevada Bar No. 11082
jchu@righthaven.com
Staff Attorney at Righthaven
Righthaven LLC
9960 West Cheyenne Avenue, Suite 210
Las Vegas, Nevada 89129-7701
(702) 527-5900
Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RIGHTHAVEN LLC, a Nevada limited-
liability company,

Plaintiff,

v.

JOHN GLENN, an individual,

Defendant.

Case No.: 2:10-cv-01535

**COMPLAINT AND DEMAND
FOR JURY TRIAL**

Righthaven LLC (“Righthaven”) complains as follows against John Glenn (“Mr. Glenn”),
on information and belief:

NATURE OF ACTION

1. This is an action for copyright infringement pursuant to 17 U.S.C. § 501.

PARTIES

2. Righthaven is, and has been at all times relevant to this lawsuit, a Nevada limited-
liability company with its principal place of business in Nevada.

1 13. At all times relevant to this lawsuit, Mr. Glenn knew that the Work was originally
2 published in the Las Vegas *Review-Journal*.

3 14. At all times relevant to this lawsuit, Mr. Glenn knew that the Infringement was
4 and is of specific interest to Nevada residents.

5 15. Mr. Glenn's display of the Infringement was and is purposefully directed at
6 Nevada residents.

7
8 **VENUE**

9 16. The United States District Court for the District of Nevada is an appropriate
10 venue, pursuant to 28 U.S.C. § 1391(b)(2), because a substantial part of the events giving rise to
11 the claim for relief are situated in Nevada.

12 17. The United States District Court for the District of Nevada is an appropriate
13 venue, pursuant to 28 U.S.C. § 1400(a), because Mr. Glenn is subject to personal jurisdiction in
14 Nevada.

15
16 **FACTS**

17 18. The Work constitutes copyrightable subject matter, pursuant to 17 U.S.C. §
18 102(a)(1).

19 19. Righthaven is the owner of the copyright in and to the Work.

20 20. The Work was originally published on July 11, 2010.

21 21. On September 2, 2010, the United State Copyright Office (the "USCO") received
22 Righthaven's official submittal for the registration of the Work including the application, the
23 deposit copy, and the registration fee (the "Complete Application"), Service Request No. 1-
24 481200438, attached hereto as Exhibit 5.

25 22. On or about July 12, 2010, Mr. Glenn displayed, and continues to display, the
26 Infringement on the Website.

27 23. Mr. Glenn did not seek permission, in any manner, to reproduce, display, or
28 otherwise exploit the Work.

24. Mr. Glenn was not granted permission, in any manner, to reproduce, display, or otherwise exploit the Work.

CLAIM FOR RELIEF: COPYRIGHT INFRINGEMENT

25. Righthaven repeats and realleges the allegations set forth in Paragraphs 1 through 24 above.

26. Righthaven holds the exclusive right to reproduce the Work, pursuant to 17 U.S.C. § 106(1).

27. Righthaven holds the exclusive right to prepare derivative works based upon the Work, pursuant to 17 U.S.C. § 106(2).

28. Righthaven holds the exclusive right to distribute copies of the Work, pursuant to 17 U.S.C. § 106(3).

29. Righthaven holds the exclusive right to publicly display the Work, pursuant to 17 U.S.C. § 106(5).

30. Mr. Glenn reproduced the Work in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(1).

31. Mr. Glenn created an unauthorized derivative of the Work in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(2).

32. Mr. Glenn distributed, and continues to distribute, an unauthorized reproduction of the Work on the Website, in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(3).

33. Mr. Glenn publicly displayed, and continues to publically display, an unauthorized reproduction of the Work on the Website, in derogation of Righthaven's exclusive rights under 17 U.S.C. § 106(5).

34. Mr. Glenn has willfully engaged in the copyright infringement of the Work.

35. Mr. Glenn's acts as alleged herein, and the ongoing direct results of those acts, have caused and will continue to cause irreparable harm to Righthaven in an amount Righthaven cannot ascertain, leaving Righthaven with no adequate remedy at law.

1 5. Award Righthaven costs, disbursements, and attorneys' fees incurred by
2 Righthaven in bringing this action, pursuant to 17 U.S.C. § 505;

3 6. Award Righthaven pre- and post-judgment interest in accordance with applicable
4 law; and

5 7. Grant Righthaven such other relief as this Court deems appropriate.
6

7 **DEMAND FOR JURY TRIAL**

8 Righthaven requests a trial by jury pursuant to Fed. R. Civ. P. 38.

9 Dated this ninth day of September, 2010.
10

11 RIGHTHAVEN LLC

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13 By: /s/ J. Charles Coons
14 J. CHARLES COONS, ESQ.
15 Nevada Bar No. 10553
16 JOSEPH C. CHU, ESQ.
17 Nevada Bar No. 11082
18 9960 West Cheyenne Avenue, Suite 210
19 Las Vegas, Nevada 89129-7701
20 Attorneys for Plaintiff
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